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COMPLIANCE EVALUATION INSPECTION (CED)
GETTY TERMINALS CORPORATION
NEWARK, NEW JERSEY
WORK ASSIGNMENT R02035

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ATTACHMENTS

New Jersey Generator Inspection Report
New Jersey Hazardous Waste Inspection Report

1.0 INTRODUCTION

In accordance with RCRA policy, hazardous waste transporter, generator, or treatment/storage/disposal (TSD) facilities are subject to Compliance Evaluation Inspections (CEI) which address facility environmental concerns. The inspections are conducted to evaluate compliance with all applicable standards promulgated under 40 CFR Parts 262 through 268.

Under TES V Work Assignment R02035, CDM Federal Programs Corporation (CDM Federal) was contracted to conduct a CEI at the Getty Terminals Corporation (Getty) facility in Newark, New Jersey. Aaron Frantz of CDM Federal visited Getty on September 23, 1993 to conduct the CEI. The information within this report was obtained from facility personnel and onsite records during the CEI, except where referenced otherwise.

The CEI was conducted using (as appropriate) the New Jersey Generator Inspection Report and the New Jersey Hazardous Waste Inspection Report. These documents were used as a basis for the inspection. All pertinent information is recorded in the inspection narrative. When necessary, relevant checklists were completed to provide additional detail when specific concerns were encountered during the inspection.

2.0 SITE BACKGROUND

2.1 FACILITY DESCRIPTION AND OPERATIONS

The Getty facility is located at 86 Doremus Avenue in Newark, New Jersey and operates as a petroleum fuel terminal. The facility receives petroleum product by barge and stores it in 11 above ground storage tanks for future distribution. Four tanks have a capacity of 5000 barrels, four have a capacity of 21,000 barrels, and three tanks have a capacity of 54,000 barrels. The facility handles gasoline, #2 fuel oil, sulfur diesel, ethanol, and raffinate.

The inspection consisted of meeting the facility representative to obtain a description of the site operations, conducting a facility tour and reviewing facility documents. Facility representative Cliff Wesner was present during the inspection.

The EPA Identification number (ID#) of Getty is NJD049850910. However, the EPA ID# that was provided to CDM Federal by the U.S. EPA for the Getty facility is NJD144446572. Mr. Wesner reviewed the current paperwork maintained by the Getty facility and could not determine the origin of the EPA ID# that was identified by the U.S. EPA.

2.2 HAZARDOUS WASTE GENERATION

The Getty facility is a large quantity generator and generates hazardous waste from cleaning the petroleum above ground storage tanks and the oil water separator, skimming oil from the separator, and collecting booms, rags and adsorbent from spills.

3.0 ON-SITE OBSERVATIONS

3.1 IDENTIFICATION OF HAZARDOUS WASTES

The Getty facility maintains a hazardous waste storage area on the west side of Doremus Avenue. The area is bermed and paved with asphalt. Eight 55 gallon steel drums containing waste oil/booms/adsorbent from spill cleanup and waste oil/water from the oil/water separator.

The drums were labeled with the words "hazardous waste". The waste types and the accumulation start dates were handwritten on the drums. Due to weathering, the accumulation dates were illegible. It appeared that the drums were labeled with dates of 10/92 and 11/92.

On September 29, 1993 Mr. Wesner was contacted by telephone. It was realized by the inspector that similar wastes as observed in the storage area were shipped offsite for disposal during 1993. Therefore, it was concluded that the dates may have been misread, since shipping the waste with a 1993 shipment would have been feasible.

During the telephone conversation Mr. Wesner stated that the labels were misread. The drums had been in storage for approximately four months and would be disposed of in the near future. The exact accumulation start dates were not obtained.

3.2 EXAMINATION OF PAPERWORK

All manifesting and notification requirements were complete. Based on the 1992 Annual Report, the facility used the following TSD facilities to dispose of the hazardous waste:

- Remtech, Camden NJ
- Lancaster Oil, Lancaster PA
- Chemical Pollution Control, Inc., Bayshore, NY
- United Oil Recovery, Inc., Meridan, CT
- Hitchcock Gas Engine, Bridgeport, CT, and
- Land Oil Service, Aberdeen, NJ.

Regarding contingency plans, the facility maintains a Spill Prevention, Control and Countermeasures (SPCC) plan. Also, on February 1, 1993 the facility submitted a Discharge

Prevention, Containment and Countermeasure (DPCC) plan to the appropriate agencies for review. Comments on the DPCC plan have not been received by the facility.

The SPCC and DPCC plans were reviewed during the inspection. No discussion on hazardous waste management practices were identified in the plans.

Regarding training operations, the facility representative stated that formal and on-the-job training was conducted for hazardous waste management. However, no annual review of the training has occurred. Additionally, no records are maintained that would document the training activities.

4.0 CONCLUSIONS

Based on the observations made during this inspection, several potential violations were identified concerning the facility's hazardous waste management practices. The potential violations are listed below.

- The facility maintains an SPCC plan and has submitted a DPCC plan on February 1, 1993 for review by the appropriate agencies. It appears neither plan was amended to incorporate hazardous waste management procedures. This is in violation of NJAC, Title 7, Chapter 26, Section 9.7(d).
- Facility personnel do not take part in annual reviews of training. This is in violation of New Jersey Administrative Code (NJAC), Title 7, Chapter 26, Subchapter 26, Section 9.4(g)5.
- Training records listing job title, job description, training type (hazardous waste and related to hazardous waste), are not maintained at the facility. This is in violation of NJAC, Title 7, Chapter 26, Sections 9.4(g)6i, ii, iii, iv, (g)7, and (g)8.
- The waste oil observed in the hazardous waste storage area was labeled with the words "Hazardous Waste". Since the drums contained waste oil and/or materials contaminated with waste oil, and no other non-waste oil hazardous wastes were in storage, then it appears container, labeling, and accumulation time requirements are not applicable.

However, Mr. Wesner stated that the wastes would be tested by the disposal company, and the waste type may change if the analytical results do not match the profile provided by Getty. If the waste is determined to be a hazardous waste, the illegible accumulation dates are in violation of NJAC, Title 7, Chapter 26, Section 9.3(a)3.

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Additionally, if the wastes are a non-waste oil hazardous waste, then the accumulation time of approximately four months (as reported by Mr. Wesner, due to illegible accumulation dates) is in violation of NJAC, Title 7, Chapter 26, Section 9.3(a)1.

No additional violations or areas of concern were identified during the inspection.

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File

NJD 049 850 910

**COMPLIANCE EVALUATION INSPECTION (CED)
GETTY PETROLEUM CORPORATION
NEWARK, NEW JERSEY
WORK ASSIGNMENT R02035**

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1.0 INTRODUCTION

In accordance with RCRA policy, hazardous waste transporter, generator, or treatment/storage/disposal (TSD) facilities are subject to Compliance Evaluation Inspections (CEI) which address facility environmental concerns. The inspections are conducted to evaluate compliance with all applicable standards promulgated under 40 CFR Parts 262 through 268.

Under TES V Work Assignment R02035, CDM Federal Programs Corporation (CDM Federal) was contracted to conduct a CEI at the Getty Petroleum Corporation, Newark, New Jersey. Aaron Frantz of CDM Federal visited Getty Petroleum Corporation on September 24, 1993 to conduct the CEI. The information within this report was obtained from facility personnel and onsite records during the CEI, except where referenced otherwise.

The CEI was conducted using (as appropriate) the New Jersey Generator Inspection Report and the New Jersey Hazardous Waste Inspection Report. These documents were used as a basis for the inspection. All pertinent information is recorded in the inspection narrative. When necessary, relevant checklists were completed to provide additional detail when specific concerns were encountered during the inspection.

2.0 SITE BACKGROUND

2.1 FACILITY DESCRIPTION AND OPERATIONS

Aaron Frantz of CDM Federal searched for Getty on September 24, 1993. The facility was not located. Eddie's Auto Service was identified at 46 New York Avenue. Additionally, a lot measuring approximately 300 feet by 200 feet is located next to the garage. The lot contains scrub grass and a few scrub trees and is surrounded with a chain link fence.

On September 28, 1993, Getty was contacted by telephone with the number (201)-344-7860, which had been provided to CDM Federal by the U.S. EPA. The subscriber of this number is Getty Petroleum Corporation (GPC) at 86 Doremus Avenue in Newark, New Jersey. Dale Holden of GPC stated that he is "99.9% sure that a Getty-owned station is not or was not located at the provided address". He added that if a station is located at the address, it may have been privately owned and sold gasoline that was delivered by Getty. Mr. Holden stated that it would be difficult to determine if Getty delivered gasoline to that location.

Mr. Holden was not aware of the origin of the aforementioned EPA ID#.

2.2 HAZARDOUS WASTE GENERATION

Not Applicable

3.0 ON-SITE OBSERVATIONS

3.1 IDENTIFICATION OF HAZARDOUS WASTES

Not Applicable

3.2 EXAMINATION OF PAPERWORK

4.0 CONCLUSIONS

Getty is not located at 46 New York Avenue. The subscriber to the telephone number (201)-344-7860, which is maintained by the U.S. EPA to contact Getty, is GPC on Doremus Avenue in Newark, New Jersey. The origin of the aforementioned EPA ID# was not obtained.

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NJD 049 850 910

COMPLIANCE EVALUATION INSPECTION (CEI)

POWER TEST CORPORATION

NEWARK, NEW JERSEY

WORK ASSIGNMENT R02035

051-POW.CEI

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ATTACHMENTS

Hazardous Waste Manifest

New Jersey Generator Inspection Report

1.0 INTRODUCTION

In accordance with RCRA policy, hazardous waste transporters, generators, or treatment/storage/disposal (TSD) facilities are subject to Compliance Evaluation Inspections (CEIs) which address facility environmental concerns. The inspections are conducted to evaluate compliance with all applicable standards promulgated under 40 CFR Parts 262 through 268.

Under TES V Work Assignment R02035, CDM Federal Programs Corporation (CDM Federal) was contracted to conduct a CEI at the Power Test Corporation in Newark, New Jersey. Mark Greany of CDM Federal visited Power Test Corporation on November 1, 1993 to conduct the CEI. The information contained within this report was obtained from facility personnel and onsite records during the CEI, except where referenced otherwise.

The CEI was conducted using (as appropriate) the New Jersey Generator Inspection Report, General Site Inspection Form, Waste Minimization Checklist, Transporters Standards Checklist, Hazardous Waste Tank System Inspection Checklist, and the RCRA Land Disposal Restrictions Checklist. These documents were used as the basis for the inspection. All pertinent information is recorded in the inspection narrative. When necessary, relevant checklists were completed to provide additional detail when specific concerns were encountered during the inspection.

2.0 SITE BACKGROUND

2.1 Facility Description And Operations

The Power Test Realty Company leases the facility located at 86 Doremus Avenue, Newark, New Jersey to the Getty Oil Company. This facility has also previously been operated by the Texaco Oil Company. The facility consists of 5 buildings and a tank farm on 10 acres. The facility is a large gasoline and diesel fuel tank farm and dispatch center. The facility maintains 11 above ground bulk storage tanks:

- three 54,000 barrel capacity tanks
- four 21,000 barrel capacity tanks
- four 5,000 barrel capacity tanks

(one barrel equals 42 gallons).

The facility also maintains seven underground storage tanks:

- one 550 gallon oil tank
- two 2,000 gallon gasoline tanks
- one 1,000 gallon gasoline tank
- two 4,000 gallon heating oil tanks
- one 1,000 gallon heating oil tank.

All tanks are registered with the appropriate state agency. (Above ground tanks registered with New Jersey Bureau of Fire Safety, Registration Number 0714-43646-001-01, annual fee for 1993 paid in full; Underground Storage tanks registered with New Jersey Department of Environmental Protection and Energy, Registration Certificate #0044750, expires 1/31/94).

Gasoline and diesel fuel is received at the facility by pipeline and by barge delivery (the facility is adjacent to the Passaic River). Gasoline and diesel fuel is dispatched to service stations by tank trucks which are filled at a loading pipe rack. The facility has approximately 50 employees and operates 24 hours-a-day, seven days per week. The average monthly throughput is 9 million gallons.

2.2 Hazardous Waste Generation

According to facility representative Cliff Wesner (Assistant Terminal Manager), hazardous waste is generated at the facility from three sources: absorbent speedy dry from small spill clean up, oil from facility oil/water separator holding tank bottoms and wash water from tank maintenance.

Absorbent speedy dry from small spill clean up operations is generated at a rate of approximately three to four 55-gallon drums per year. Tank bottoms oil from the facility oil/water separator holding tank is pumped out approximately once per year. The holding tank volume is approximately 3,200 gallons. Tank bottoms (condensate, wash water and sludge) from large tank maintenance operations is generated at a rate of approximately 10,000 gallons per year.

All hazardous waste is transported by Auchter Industrial Vac Service Inc. (EPA ID#NJD980772768) for disposal at Remtech Environmental in Camden, N.J. (EPA ID #NJD980536577).

3.0 ON-SITE OBSERVATIONS

3.1 Identification Of Hazardous Waste

The facility loading pipe rack is bermed and drains to the oil/water separator in case of an accidental overfill. The oil/water separator also receives flow from all facility yard storm drains. The facility oil/water separator appeared to be in good working order at the time of this inspection. The facility oil/water separator is permitted by the New Jersey Department of Environmental Protection and Energy (permit number NJ0026034, permit expired 3/31/91 extended by NJDEPE letter responding to renewal application). The oil/water separator holding tank had recently been pumped out for disposal on October 28, 1993.

No hazardous wastes were being stored at the facility at the time of this inspection.

3.2 Examination Of Paperwork

All facility tank registration certificates were reviewed at the time of this inspection. Above ground storage tanks: New Jersey Bureau of Fire Safety, Registration number 0714-43646-001-01, annual fee paid 1993; underground storage Tanks: New Jersey Department of Environmental Protection and Energy, Registration Certificate #0044750, expires 1/31/94.

The facility also maintains permits for emissions to air from the large above ground storage tanks. These permits are issued by the New Jersey Department of Environmental Protection and Energy. All permits are issued for 5 year periods and were valid at the time of this inspection. Four tanks (#3,5,8 and 11) are specifically exempt from the certificate registration requirement due to a grandfather clause.

Facility hazardous waste manifests were reviewed at the time of this inspection. A copy was made of the most recent manifest, which covered the recent removal of liquid from the facility oil/waste separator holding tank.

4.0 CONCLUSIONS

The facility appeared to be in full compliance at the time of this inspection.



State of New Jersey
Department of Environmental Protection and Energy
Hazardous Waste Regulation Program
Manifest Section

CN 028, Trenton, NJ 08625-0028

Please type or print in block letters. (Form designed for use on elite (12-pitch) typewriter.)

Form Approved. OMB No. 2050-0039. Expires 9-30-94

UNIFORM HAZARDOUS WASTE MANIFEST		1. Generator's US EPA ID No.	Manifest Document No.	2. Page 1 of 1	Information in the shaded areas is not required by Federal law.	
3. Generator's Name and Mailing Address POWER TEST CORP. 86 DOREMUS AVENUE NEWARK, NJ 07105		8 J J 0 0 4 9 8 5 0 9 1 0 7 1 4 7 1		A. State Manifest Document Number NSA 1771471		
4. Generator's Phone (201) 344-7860				B. State Generator's ID SAME		
5. Transporter 1 Company Name AUCHTER INDUSTRIAL VAC SERVICE INC		US EPA ID Number J J 0 9 3 0 7 7 2 7 6 8		C. State Trans. ID RJDEP S - 6 9 9 3		
7. Transporter 2 Company Name		US EPA ID Number		D. Transporter's Phone (908) 862-2277		
9. Designated Facility Name and Site Address RENTECH ENVIRONMENTAL 1800 CARMAN STREET CAMDEN, NJ 08105		US EPA ID Number		E. State Trans. ID		
				F. Transporter's Phone ()		
				G. State Facility's ID		
		J J 0 9 3 0 5 3 6 5 7 7		H. Facility's Phone (609) 365-5544		
11. US DOT Description (Including Proper Shipping Name, Hazara Class, and ID Number) HM		12. Containers No. Type		13. Total Quantity		14. Unit Wt/Vol
a. X WASTE COMBUSTIBLE LIQUID N.O.S. (FUEL OIL) COMBUSTIBLE LIQUID NA1993 PGIII		0 0 1 T T		32 15 G		2 7 2 2
b.						
c.						
d.						
J. Additional Descriptions for Materials Listed Above FUEL OIL 1-10X T/L SOLIDS 40X		K. Handling Codes for Wastes Listed Above				
a.		a.				
b.		b.				
15. Special Handling Instructions and Additional Information NJ DEP DECAL EMERGENCY CONTACT (201) 344-7860 GUIDE#27 REMANIFESTED FROM MANIFEST NJA177 1463						
16. GENERATOR'S CERTIFICATION: I hereby declare that the contents of this consignment are fully and accurately described above by proper shipping name and are classified, packed, marked, and labeled, and are in all respects in proper condition for transport by highway according to applicable international and national government regulations. If I am a large quantity generator, I certify that I have a program in place to reduce the volume and toxicity of waste generated to the degree I have determined to be economically practicable and that I have selected the practicable method of treatment, storage, or disposal currently available to me which minimizes the present and future threat to human health and the environment; OR, if I am a small quantity generator, I have made a good faith effort to minimize my waste generation and select the best waste management method that is available to me and that I can afford.						
Printed/Typed Name CLIFFORD R WESNER		Signature <i>Clifford R Wesner</i>		Month Day Year 10 28 93		
17. Transporter 1 Acknowledgement of Receipt of Materials Printed/Typed Name		Signature		Month Day Year		
18. Transporter 2 Acknowledgement of Receipt of Materials Printed/Typed Name		Signature		Month Day Year		
19. Discrepancy Indication Space						
20. Facility Owner or Operator: Certification of receipt of hazardous materials covered by this manifest except as noted in Item 19. Printed/Typed Name		Signature		Month Day Year		

FILE #: _____

NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION
& ENERGY

DIVISION OF FACILITY WIDE ENFORCEMENT

BUREAU: _____

GENERATOR INSPECTION REPORT

FACILITY INFORMATION

FACILITY NAME: Power Test Corporation

EPA ID NUMBER: NJD049850910 CASE NUMBER: _____

STREET ADDRESS: 86 Doremus Avenue

MUNICIPALITY: Newark COUNTY: Passaic

MAILING ADDRESS: same
(if different)

BILLING ADDRESS: same
(if different)

TELEPHONE # (201) 344-7860 FAX # _____

BLOCK : _____ LOT : _____

FACILITY PERSONNEL: Cliff Wesner, Assist. Terminal Mgr
(name & title)

INSPECTION DATE: November 1, 1993

INSPECTOR'S NAME & TITLE: Mark M. Greany
Environmental Engineer

OTHER STATE/EPA PERSONNEL: none

REPORT PREPARED BY: Mark M. Greany

REVIEWED BY: _____ DATE OF REVIEW: _____
DFWE 29 REV. 1/12/93

INSPECTION DATE(S): 11/1/93 PAGE 2
TIME IN: 11:00 AM
TIME OUT: 1:00 PM

PHOTOS TAKEN: ~~YES~~ (NO) (☒) QUANTITY () ATTACH
PHOTO LOG

SAMPLES TAKEN: ~~YES~~ (NO) (☒) HOW MANY () ATTACH
SAMPLE LOG

SITE BACKGROUND INFORMATION

EMPLOYEES: N 50 SHIFTS/WEEK: 3/day 7 days/week
DATE OPERATIONS BEGUN: _____ SIC CODE: _____
ACRES: N 10 # OF BUILDINGS/SQFT: 5 / 50,000 sq. ft total
PRODUCTS PRODUCED: Tank farm/dispatch facility
for gasoline delivery by tank truck
PREVIOUS OPERATIONS AT SITE: same

WATER SUPPLY- PUBLIC: yes PRIVATE WELL: no

SOLID WASTE DISPOSAL: _____

FLOOR DRAINS: none

DRAINS CONNECTED TO- POTW: no SEPTIC SYSTEM: no

MONITORING WELLS: yes - maintained & monitored by
Texaco - previous occupant of facility.

NON-HW. TANKS ON SITE: yes - see report

AIR PERMITS: yes - see report (for large storage tanks)

NJPDES PERMITS: Passaic Valley Sewerage Commission for Oil/Water
OTHER PERMITS: Separator

INSPECTION & GENERAL FACILITY DESCRIPTION & OPERATIONS

The facility is a tank farm for bulk storage of gasoline and a dispatch center for delivery by gasoline tank trucks.

Average throughput is 9 million gallons per month.

See report text for additional detail.

add additional pages as needed

PAGE 4

DFWE 29
REV 01/12/93

add additional pages as needed

MANIFESTS REVIEWED

Manifests reviewed from 1990 through 1993

Number of manifests in compliance:

all

Number of manifests NOT in compliance:



Total number of manifests reviewed:

N 10

According to the manifests, does the facility import or export any waste?

YES NO ✓

(if yes, complete the import/export section of this report)

List manifest document numbers of those manifests not in compliance and note each deficiency.

Attach copies of manifests which have deficiencies.

[illegible]

add additional pages as needed

GENERATOR INDEX

CHECK THE SECTIONS AND ACTIVITIES OF THIS REPORT WHICH ARE APPLICABLE TO THE FACILITY AND COMPLETE THOSE SECTIONS FOR THIS INSPECTION.

GENERATOR WASTE MANAGEMENT PRACTICES

#	SECTION	PAGE
1.	WASTE DETERMINATION	7. <input checked="" type="checkbox"/>
2.	GENERATOR STATUS	8. <input checked="" type="checkbox"/>
3.	SATELLITE STORAGE AREAS	9. <input type="checkbox"/>
4.	< 90 DAY CONTAINER STORAGE AREAS	10. <input type="checkbox"/>
5.	WASTE OIL USEAGE	12. <input type="checkbox"/>
6.	< 90 DAY ABOVE GROUND TANKS STORAGE AREAS	13. <input type="checkbox"/>
7.	WASTE MANAGEMENT PRACTICES	14. <input type="checkbox"/>
8.	GENERATOR MANIFESTS	15. <input checked="" type="checkbox"/>
9.	EXPORTING HAZARDOUS WASTE	17. <input type="checkbox"/>
10.	CONTINGENCY PLAN & EMERGENCY PROCEDURES	18. <input checked="" type="checkbox"/>
11.	PERSONNEL TRAINING	20. <input checked="" type="checkbox"/>
12.	PREPAREDNESS & PREVENTION	22. <input checked="" type="checkbox"/>
13.	"WASTE WATER TREATMENT UNIT" QUALIFICATION	24. <input type="checkbox"/>

SECTION 1.

PAGE 7

WASTE DETERMINATION:

	YES	NO
<u>DOES</u> the facility generate "solid waste".	<u>✓</u>	_____
<u>DOES</u> the facility generate a "hazardous waste".	<u>✓</u>	_____
IS THE FACILITY CORRECTLY CLASSIFYING ITS WASTES?	<u>✓</u>	_____

IF NO, CHECK THE ITEMS OF NON COMPLIANCE.

8.5(a) Generator failed to determine
if its "solid waste" is hazardous? _____

7.4(x) Generator FAILED to properly classify
its waste according to the "Hierarchy". _____

COMMENTS

SECTION 2.

GENERATOR STATUS

YES NO

Does the generator generate/accumulate >100 kg of hazardous waste (1kg acutely) or greater than 1001 gal of listed waste oil in any calendar month?
(except x725 - 100 kg rule applies)

✓

If no, does the generator wish to deactivate his EPA ID. number?

NA

IS THE FACILITY IN COMPLIANCE WITH THE GENERATOR
REQUIREMENTS OF THIS INSPECTION REPORT?

✓

IF NO, CHECK THE ITEMS OF NON COMPLIANCE.

7.4(a)1 The Generator failed to have an EPA ID number.

COMMENTS

This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There are approximately 20 lines visible. The paper appears to be a standard notebook page.

SECTION 3.SATELLITE ACCUMULATION AREAS

IS THE FACILITY IN COMPLIANCE WITH THE
SATELLITE ACCUMULATION REGULATIONS?

YES NO

IF NO, CHECK THE ITEMS OF NON COMPLIANCE.

-
- 9.3(d)1 Quantity of waste EXCEEDS 55 gal.or
1 qt. of acutely hazardous waste. _____
- 9.3(d)2 Containers FAIL to: _____
- Meet the standards of 7.2
(Container Requirements). _____
- Poor or leaking container. _____
- Container made of incompatable material. _____
- Container not kept securely closed. _____
- 9.3(d)3 Accumulation area is: _____
- NOT at or near a point of generation. _____
- NOT under the control of the operator. _____
- 9.3(d)4 Containers are NOT marked
"Hazardous waste". _____
- 9.3(d)5 Containers NOT marked with date
when filled. _____
- 9.3(d)6 Containers were NOT moved from
satellite area within three days. _____

COMENTS

SECTION 4.

PAGE 10

GENERATOR CONTAINER STORAGE AREAS

IS THE FACILITY IN COMPLIANCE WITH THE
GENERATOR STORAGE REGULATIONS?

YES NO

IF NO, CHECK THE ITEMS OF NON COMPLIANCE.

7.2(a)	<u>NO</u> manifest number on containers ready for disposal.	_____
7.2(b)	Containers <u>FAILED</u> to meet DOT regulations. (49CFR 171,179)	_____
9.3(a)1	Waste <u>ACCUMULATED</u> OVER 90 DAYS.	_____
9.3(a)3	Containers <u>NOT</u> marked with accumulation start date or "Hazardous Waste".	_____
9.4(d)1i	Containers <u>NOT</u> of adequate construction.	_____
9.4(d)1ii	Closures <u>NOT</u> of sufficient strength.	_____
9.4(d)2	Containers <u>NOT</u> in good condition.	_____
9.4(d)3	Containers <u>NOT</u> compatible with waste.	_____
9.4(d)4i	Containers <u>NOT</u> kept closed.	_____
9.4(d)4iii	Containers <u>NOT</u> properly handled.	_____
9.4(d)4iv	Hazardous wastes <u>NOT</u> segregated.	_____
9.4(d)4v	ID Labels <u>NOT</u> visible.	_____
9.4(d)4vi	Cleaning of empty containers does <u>NOT</u> take place in a designated area.	_____
9.4(d)4vii	Rinse waters <u>NOT</u> handled properly.	_____
9.4(d)4viii	Container reuse <u>NOT</u> in compliance with DOT regulations.	_____
9.4(d)5	The storage area is <u>NOT</u> inspected.	_____
9.4(d)6	Containers of ignitable and reactive wastes are <u>NOT</u> located at least 50 feet from the facility's property line.	_____

9.6(d) Access to communication or
alarm system is NOT maintained.

9.6(e) INADEQUATE aisle space.

COMMENTS:

SECTION 5

WASTE OIL

YES NO

IS THE FACILITY IN COMPLIANCE WITH THE
WASTE OIL STORAGE REGULATIONS?

IF NO, CHECK THE ITEMS OF NON COMPLIANCE.

The generator ONLY generates or accumulates less
than 1001 gals. of waste oil per month and:

7.7(d) Generator FAILED to obtain receipts
and retain them for three years.

9.2(b) If under ground tanks are used to
store waste oil, the generator
is NOT a:

1. New commercial service
station waste oil tanks
of <1001 gal capacity*

or does NOT:

2. Use underground tanks in
existence and in use for
Hazardous Waste storage
prior to 1/17/83.

NOTE: If the generator generates over 100 kg of
hazardous waste and any listed waste oil or
generates/stores >1001* gal of waste oil in
any given month MUST be in compliance with
ALL generator requirements.

COMMENTS:

SECTION 6.

ABOVE GROUND TANKS

IS THE FACILITY IN COMPLIANCE WITH THE ABOVE
GROUND <90 DAY STORAGE TANK REGULATIONS?

YES NO

IF NO, CHECK THE ITEMS OF NON COMPLIANCE.

If the generator stores hazardous waste in an above ground
tank for <90 days, the generator FAILED to:

- 9.3(b) Have a letter of approval? _____
- 9.3(b)2 Have overfilling controls? _____
- 9.3(b)3 Have secondary containment? _____
- 9.3(b)4 Insure that 99% of the tank can be
emptied? _____
- 9.3(b)5 Empty the tank every 90 days? _____
- 9.3(b)6 Remove all wastes from the tank(s)? _____
- 9.3(b)8 If part of the tank is below grade, all
of the tank cannot be visually inspected. _____
- 9.3(b)9 The tank is not labeled with the
words "HAZARDOUS WASTE". _____

COMMENTS

SECTION 7.

WASTE MANAGEMENT

IS THE FACILITY IN COMPLIANCE WITH THE WASTE
MANAGEMENT REGULATIONS?

YES NO

IF NO, CHECK THE ITEMS OF NON COMPLIANCE.

12.1(a) Generator IS ACTING as a TSDF by:

1. Treating hazardous waste. _____
2. Storing hazardous waste. _____
3. Disposing of hazardous waste on
site? _____

9.3(a)1 Site IS ACTING as a generator but
accumulating waste in containers or
approved tanks for more than 90 days. _____

9.2(a)2 Hazardous waste IS handled in a manner
which causes or may cause a spill. _____

N.J.S.A. 58:10-23.11(c)

Discharge of a hazardous substance. _____

N.J.S.A. 58:10-23.11(e)

Failure to report the discharge. _____

IF THE FACILITY IS ACTING AS A TSDF, COMPLETE THE TSD
REPORT.

COMMENTS:

SECTION 8.GENERATOR MANIFESTS

YES NO

IS THE FACILITY IN COMPLIANCE WITH THE GENERATOR
MANIFEST REGULATIONS?

✓

IF NO, CHECK THE ITEMS OF NON COMPLIANCE

- | | | |
|-------------|--|-------|
| 7.4(a)3 | Generator <u>FAILED</u> to prepare a Hazardous Waste Manifest. | _____ |
| 7.4(a)4 | Each manifest <u>failed</u> to have the following information: | |
| 7.4(a)4i | Generator's name, mailing address (site address if different), and phone number. | _____ |
| 7.4(a)4ii | The generator's EPA ID number. | _____ |
| 7.4(a)4iii | The transporter(s) name, phone number, NJ registration and decal numbers. | _____ |
| 7.4(a)4iv | The transporter(s) EPA ID number. | _____ |
| 7.4(a)4v | The name, address and phone number of the designated TSD facility. | _____ |
| 7.4(a)4vi | The TSDF's EPA ID number. | _____ |
| 7.4(a)4vii | The proper USDOT description. | _____ |
| OR | | |
| | Complete NOS information in item J. | _____ |
| 7.4(a)4viii | Special handling instructions. | _____ |
| 7.4(a)5i | The generator signature and date. | _____ |
| 7.4(a)5ii | Transporter's signature & date. | _____ |
| 7.4(a)5iii | Generator <u>FAILED</u> to retain copy and forward copies to the state of origin & state of destination. | _____ |
| 7.4(a)5v | Generator <u>FAILED</u> to give the remaining copies to hauler. | _____ |

- PAGE 1
- 7.4(e)2 Generator FAILED to use a registered Transporter.
- 7.4(e)3 Generator FAILED to designate an authorized TSD or reuse facility.
- 7.4(e)4 Generator FAILED to utilize an authorized TSD.
- 7.4(f) Generator FAILED to maintain the following facility records for three (3) years:
- 7.4(f)1 Manifests.
- 7.4(f)2 Annual and/or exception reports.
- 7.4(f)3 Generator FAILED to maintain records during the course of unresolved enforcement action or as requested.
- 7.4(h)1 Generator has FAILED to receive signed copies of all manifests.
- 7.4(h)1 Generator FAILED to notify the TSD or Department within 35 days.
- 7.4(h)2 Generator FAILED to file exception reports within 45 days.

COMMENTS :

This image shows a single sheet of white paper with horizontal black ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins, text, or other markings on the paper.

YES NO

Generator **FAILED** to:

- COMMENTS:**

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SECTION 10.

PAGE 18

CONTINGENCY PLAN AND EMERGENCY PROCEDURES

IS THE FACILITY IN COMPLIANCE WITH THE CONTINGENCY
PLAN & EMERGENCY PROCEDURES REGULATIONS?

YES NO

✓

IF NO, CHECK THE ITEMS OF NON COMPLIANCE.

- 9.7(a) NO contingency plan. _____
- 9.7(b) Generator FAILED to impliment the
plan in an emergency. _____
- 9.7(c) Plan FAILED to describe the response
actions facility personnel and local
authorities shall take. _____
- 9.7(d) Generator FAILED to prepare a Spill
Prevention, Control, and Counter-
measures (SPCC) Plan in accordance
with 40 CFR 112 or 300 or a Discharge
Prevention Containment and Counter-
measure (DPCC) Plan in accordance with
N.J.A.C. 7:1E-4.1 et seq. _____

NOTE: DPCC: A schedule of regulated storage
volumes and their effective dates
can be found in N.J.A.C. 7:1E-4.6(b).

SPCC: Storage of any kind of oil and most
oil products including gasoline and
fuel oils If:

1. >660 gal single tank
2. >1,320 gal multiple tanks
3. >42,000 gal underground storage.

- 9.7(d) Generator has a DPCC or SPCC plan,
and FAILED to amend that plan to
incorporate hazardous waste
management. _____
- 9.7(e) Plan FAILS to describe arrange-
ments agreed to by local authorities. _____
- 9.7(f) Plan FAILS to list names, addresses,
and phone numbers (office and home)
of emergency coordinators. _____

- 9.7(g) Plan FAILS to include a list, location, AND CAPABILITIES of all emergency equipment. _____
- 9.7(h) Plan FAILS to describe evacuation procedures, evacuation signal(s) AND routes. _____
- 9.7(i) Generator FAILED to:
1. Keep a copy of the plan at the facility. _____
 2. Submit the contingency plan to local authorities. _____
- 9.7(j) Generator FAILED to revise the contingency plan when:
1. Applicable regulations are revised. _____
 2. The plan fails. _____
 3. The facility changes. _____
 4. The Emergency Coordinator changes. _____
 5. The emergency equipment changes. _____
- 9.7(k) Emergency coordinator NOT available. _____

COMMENTS

SECTION 11.PERSONNEL TRAINING

IS THE FACILITY IN COMPLIANCE WITH THE
PERSONNEL TRAINING REGULATIONS?

YES/ NO

☒ ☐

IF NO, CHECK THE ITEMS OF NON COMPLIANCE.

-
- 9.4(g)2 Training program NOT directed by a person trained in hazardous waste management procedures and, is it NOT designed to ensure that facility personnel are able to respond effectively. _____
- 9.4(g)3 Program FAILS to include the following response procedures:
- 9.4(g)3i Use of personnel safety equipment. _____
- 9.4(g)3ii Procedures for using facility emergency and monitoring equipment. _____
- 9.4(g)3iii Key parameters for automatic waste feed cut-off systems. _____
- 9.4(g)3iv Procedures for utilizing communications or alarm systems. _____
- 9.4(g)3v Responds procedures for fires & explosions. _____
- 9.4(g)3vi Ground water contamination responds procedures. _____
- 9.4(g)3vii Shutdown procedures. _____
- 9.4(g)4 Personnel have NOT successfully completed training within six months of the date of their employment or assignment to a new position at the facility. _____
- 9.4(g)5 Personnel do NOT take part in an annual review of training. _____
- 9.4(g)6 NO written documentation of the following:
- 9.4(g)6i Job title for each position and the name of the employee filling each job. _____

94(9)6ii A written job description.

9.4(g)6iii Description of the training given to personnel.

9.4(g)6iv Documentation of actual training.

9.4(g)7 Training records are NOT kept.

9.4(g)8 Semi-annual drills, involving all employees and local authorities are NOT conducted.

AND,

9.4(g) 8i Generator **FAILED** to petition the Department for an exemption from the drill requirement.

OR

9.4(g)8ii Generator FAILED to petition the Department for an exemption excluding local officials.

COMMENTS

This image shows a single sheet of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins, text, or other markings on the paper.

SECTION 12.PREPAREDNESS AND PREVENTION

IS THE FACILITY IN COMPLIANCE WITH THE
PREPAREDNESS & PREVENTION REGULATIONS?

YES/ NO

✓

IF NO, CHECK THE ITEMS OF NON COMPLIANCE.

9.6(b) Facility FAILS to have:

9.6(b)1 Communications or alarm system. _____

9.6(b)2 A telephone or device to summon
emergency assistance. _____

9.6(b)3 Portable emergency equipment. _____

9.6(b)4 Adequate Water supply. _____

9.6(c) Generator FAILED to test and
maintain emergency equipment. _____

9.6(f) Generator FAILED to:

9.6(f)1 Familiarize Police, fire depart-
ments, and emergency response
teams with the layout of the
facility, & hazardous waste handled. _____

9.6(f)2 Have an agreement designating
primary emergency authority to a
specific police and fire department
where more than one Police and fire
department are involved. _____

9.6(f)3 Make agreements with emergency
response contractors, and
equipment supplier. _____

9.6(f)4 Make arrangements to familiarize
local hospitals with the properties
of hazardous waste handled at the
facility and the types of injuries
result from fires, explosions,
or discharges at the facility. _____

9.6(f)5 Make arrangements with local fire
departments to inspect the
facility on a regular basis with
at least two (2) inspections
annually. _____

9.6(f)6

Document when authorities
identified in (f)1 through 5
above declined to enter into
such arrangements.

PAGE 23

COMMENTS:

WASTE WATER TREATMENT PLANT SLUDGE

YES - NO

IS THE FACILITY IN COMPLIANCE WITH THE WWTP REQUIREMENTS?

IF NO, CHECK THE ITEMS OF NON COMPLIANCE.

If the answer is YES to any of the questions listed below, the sludge drying unit is subject to Hazardous Waste Facility permit requirements and must be regulated as a Miscellaneous Unit pursuant to N.J.A.C. 7:26-10.9 et seq. The generator is operating as an illegal TSDF and SHOULD BE CITED for being in violation of N.J.A.C. 7:26-12.1(A).

1. "WASTE WATER TREATMENT UNIT" QUALIFICATION PER 7:14A-4.3

The drying unit is NOT part of a waste water treatment facility which is subject to regulation under Section 402 or Section 307(b) of the federal Clean Water Act.

Note: In order to be considered "part of" the facility, the dryer need not be physically connected to the W.W.T. facility, but must be located at the same site.

The drying unit does NOT treat a sludge which is generated on-site by the wastewater treatment facility.

The sludge is NOT to be treated as a regulated hazardous waste as defined at N.J.A.C. 7:26-8.

The drying unit does NOT meet the definition of a "tank" at N.J.A.C. 7:14A-4.3.

Note: "Tank" means a stationary device designed to contain an accumulation of hazardous waste and constructed of non-earthen materials which provide the structural strength to totally contain the waste. Dryers that are integrally equipped with feed or discharge hoppers for treatment of sludge in bulk satisfy the definition of "tank". Others not so designed may still be considered tanks on a case-by-case bases.

The primary purpose of the dryer is NOT to dehydrate sludge, BUT TO destroy sludge to produce an ash residue.

3. THERMAL INPUT LIMITATION:

The dryer's maximum total thermal input, excluding the heating value of the sludge itself, IS MORE than 2,500 BTU's per pound of sludge treated on a wet-weight bases.

Note: Total thermal input equals dryer heating capacity (converted to btu/min) multiplied by the maximum drying time divided by weight of sludge per batch.

use the space provided below to determine the total thermal input.

COMMENTS :

[illegible]

CONFIDENTIAL - RECOMMENDATIONS

PAGE 26

TO: FILE _____ DATE 11/18/93
FROM: Mark M. Greany
SUBJECT: CEI inspection
EPA. ID. #: NJD049850910 INSPECTION DATE: 11/1/93

COMMENTS:

The facility appeared to be in full compliance
at the time of this inspection.

add additional pages as needed

INSPECTOR'S MULTI-MEDIA CHECKLIST

Facility Name:

Power Test Corporation

Facility Address:

86 Doremus Avenue

Newark, New Jersey

Facility ID No.:

NJD 049850910

Inspector's Name:

Mark M. Greany

Inspector's Phone:

212) 222-7286

Division/Branch:

CDM-FPC

Date of Inspection:

11/1/93

NED-NYC

INSPECTORS' MULTI-MEDIA CHECKLIST

GENERAL VISUAL CUES OF POSSIBLE NONCOMPLIANCE WARRANTING FURTHER INQUIRY

1. Sloppy housekeeping or poor maintenance in work and storage area or laboratories.
2. Stains or discoloration of soil, concrete, or floors in work areas.
3. Distressed vegetation - unhealthy, discolored, or dead.
4. Dark smoke or dust clouds, or smoke coming from other than a smc stack.
5. Unusual odors or strong chemical smells.
6. Sheen on surface waters.

CHECK IT OUT!

1. If you see or hear something suspicious during an inspection, check it out! Ask probing questions:
 - What is it? Is it a waste product?
 - What process produced it?
 - Has it been tested?
 - Where do you normally dispose of it?
 - Do you have a permit for the disposal?
 - How long has the circumstance existed?
 - When did it begin?
2. Pay attention to the situation.
 - Note amount of pollutant that appears to be involved.
 - Note the location.
 - Take notes describing the situation, noting the source of the pollutant and its emission point.
 - Take photographs.

PROGRAM-SPECIFIC QUESTIONS

Refer to program-specific questions in Attachment A appropriate for facility you are inspecting.

REPORTING POSSIBLE NONCOMPLIANCE

Throughout this checklist, there are YES/NO questions. If you place answer in a field marked with an asterisk (*), this means you should promptly refer the matter to the appropriate Region II program office. After you return from your inspection, immediately let your supervisor know that you observed possible noncompliance in another program area during your inspection. The information should then be referred to appropriate Section Chief listed on Attachment B.

ATTACHMENT A - FOLLOW-UP QUESTIONS**RCRA**

If the facility has a RCRA permit or "interim status" as a treatment, storage or disposal facility (TSDF), do not complete this form but enter the facility's EPA ID number here _____.

Ask:

1. A. Has the facility determined that it generates hazardous waste? ✓ YES NO
 If NO, skip Questions 2 to 8 and go to Question 9. If YES continue:
 B. If the facility generates or transports hazardous waste, what is its EPA ID Number? NTD049850910
 [If the facility cannot produce an ID Number, *REFER*.]
2. A. Are there containers or tanks which hold hazardous waste? ✓ YES NO
 If NO, go to Question # 3. If YES, continue:
 B. Are the containers and/or tanks clearly marked with the words "Hazardous Waste," and are they marked with the accumulation start date? ✓ YES NO
 C. Do hazardous waste storage tanks have secondary containment systems (i.e., berm, vault, double wall tank)? YES NA
 D. Does the facility store hazardous waste in containers or tanks for longer than 90 days? YES* ✓
3. Does the facility store, treat or dispose of hazardous waste in lagoons, pits, piles or landfills? YES* ✓
4. Does the facility treat hazardous waste by incineration, precipitation, neutralization or other means to change the physical or chemical nature of the waste? YES* ✓
5. Does the facility accept hazardous waste for treatment, storage, disposal from off-site locations (including off-site facilities owned by the same company)? YES* ✓
6. Does the facility maintain copies of hazardous waste manifests at site? ✓ YES NO

RCRA, Continued

7. Are there any indications that hazardous waste storage or treatment units (i.e., containers or tanks) are poorly maintained and may cause the release of hazardous waste to the environment? YES* ✓
8. Are there any indications that chemicals or wastes have been discharged to the environment through improper handling, leaks, spills, dumping or other discharges? YES* ✓
9. A. Does the facility claim to generate non-hazardous process wastes (i.e., excluding office paper wastes, cafeteria wastes, etc.)? YES* ✓

If NO, go to Question 10. If YES continue:

- B. What type of non-hazardous wastes does the facility handle (E.g., treatment sludges, ash, solvents, waste oils, etc.)?

- C. Very briefly describe the process(es) that generate the wastes in Question 9B.

10. Are there any indications that waste generation, handling, management or disposal practices have resulted in environmental damage or pose the threat of such damage? YES* ✓

(NO)

UNDERGROUND STORAGE TANKS (UST)

Ask:

1. Does the facility have regulated USTs? ☒ YES ☐ NO

[A regulated UST has more than 10% of tank volume, including piping, located underground; and contains petroleum products or hazardous substances (as defined under CERCLA). Note: USTs containing fuel oil for on-site heating are exempt from UST requirements.]

If YES, ask:

2. Are the USTs registered with the State? ☒ YES ☐ NO
3. What kind of petroleum product or hazardous substance does UST contain? gasoline & diesel ~~heating oil~~ heating oil
4. Is there any evidence of UST leakage/spillage? ☐ YES* ☒ NO
5. When was the UST installed? unknown
6. All USTs must have leak detection according to the following schedule:

<u>Installation Date</u>	<u>Leak Detection By December of--</u>
Before 1965 or unknown	1989
1965 - 1969	1990
1970 - 1974	1991
1975 - 1979	1992
1980 - Dec. 1988	1993

All USTs installed after December 1988 must currently be equipped with leak detection.

Leak detection systems include monitoring wells (water or vapor), automatic tank gauging system, interstitial monitoring, manual tank gauging or inventory control plus tank tightness testing.

7. Is some form of leak detection in use for every UST required (based on above schedule) to have it? ☒ YES ☐ NO
8. Are required records available on-site (e.g., documenting registration and leak detection)? ☒ YES ☐ NO

AIR

Stationary Source Compliance

1. With sun BEHIND you, observe: Is opaque smoke being emitted from a smokestack, vent or opening? YES* ✓ N
 ["Opaque smoke" is smoke -- not steam -- dark enough to obscure anything behind the plume for five minutes or more. (Steam dissipates at a given point; smoke trails off.) The sun (if not obscured by clouds) should be in a 140° arc behind the observer. Please note whether sun was obscured; if sun was not obscured, note the relative positions of the sun, the observer and the emission point observed.]
2. If YES, ask:
 - A. Which process or process line is smoke coming from? (Try to be specific, e.g., "Boiler No. 4" or "Coating Line C").

 - B. What is the cause of the smoke emission? E.g.--
 - i. Is any air pollution control equipment out of service turned off while production is ongoing? YES _____
 - ii. If YES: When will it be back on line? _____
 - iii. Is the facility operating under an unusual load, using different fuels, or process feed materials? YES _____
 - C. Note color of smoke: _____
3. A. Has the facility added any processes or expanded any pre-existing processes in the last two years? YES ✓ NO
- B. If YES: Did the facility obtain any state or federal air pollution permits for the expansion? YES _____
4. A. Does the facility have any coating or printing operations? YES ✓ NO
- B. If YES:
 - ii. Are the coatings or inks used: _____ water-based or _____ solvent-based?
 - i. If solvent based, are all process lines controlled, are coating formulations in use which comply with applicable limits? YES _____
 - iii. What are the principal solvents or chemical compounds used in process lines? _____
 (Ask for copies of MSDS, if available.)

AIR, Continued

5. **Observe:** Are there strong solvent odors at the facility? YES* ✓ NC
7. Does the facility emit any of the following pollutants: mercury, beryllium, lead or asbestos? YES* ✓ NC
8. A. Does the facility emit, or use in its processes, vinyl chloride or benzene? YES* ✓ NC
- B. If YES:
- i. From which process lines? _____
- ii. Does the facility check for leaks on such process equipment? YES N
9. A. Has the facility undergone any renovations or demolitions during the last 18 months which involved the removal or disturbance of asbestos-containing materials? YES ✓ NO
- If YES:
- B. Approximately how many square feet or linear feet of asbestos-containing materials were removed? _____
- C. If the amount exceeded 260 linear feet, or 160 square feet *REFER* to Air program office; and Ask: was EPA notified of removal? YES _____

* * * * *

RADIATION**Ask:**

1. Are any radioactive materials used or stored at this facility? YES ✓ NC
2. If YES, does the facility have a state or federal radiation license? YES _____

REFER to program office if you check an answer marked with *.

WATER

NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES)
And PRE-TREATMENT/UNDERGROUND INJECTION CONTROL (UIC)

1. Observe/Ask: Does the facility dispose of any wastewater (e.g. from its manufacturing processes, wash water or other industrial wastes)? ___ YES ✓ N

2. If yes: Does the facility discharge wastewater into a--
 - receiving stream? ___ YES ___
 - municipal sewer (sanitary or storm) system? ___ YES ___
 - subsurface disposal system (septic system, drywell or cesspool)? ___ YES ___

As applicable, ascertain the name of the stream or sewer system

3. An NPDES permit is required for discharge to a waterbody; a pretreatment permit is usually issued by the municipality authorizing the discharge to a sanitary sewer system; and a UIC permit is required for subsurface disposal. Does the facility have a permit for each discharge? ✓ YES ___

4. Does the facility treat wastewater prior to discharge? ✓ YES ___
Oil/Water Separator

5. Observe:
 - a. Is the effluent from the wastewater treatment facilities clear and free of solids? ✓ YES ___
 - b. Is equipment clean and well maintained? ✓ YES ___
 - c. Are there any unusual odors? ___ YES* ✓ ___

6. Ask: Is the effluent currently in compliance with the limits established in the permit, or the terms of an administrative or judicial compliance order? ✓ YES ___

NPDES and UIC. Continued7. **Observe/Ask:**

(NA) a. How are waste fluids disposed of?

b. Does the facility have floor or storm drains? ☒ YES ☐ NO

If YES:

Is there fluid in the drains? Is there evidence (staining, etc.) of fluid entering drains? Are storm drains situated that they could receive spills from truck loading accidents, etc?

NO

c. Does the facility operator indicate, or is there any evidence that any wastewater, or wastes/spills go into drains?

☐ YES ☒ NO

NO

PUBLIC WATER SUPPLY

1. **Observe/Ask:** Does the facility have its own water supply (i.e. well)? ☒ YES ☐ NO

2. **If YES:** Does the facility provide potable water for 25 or more persons? ☐ YES ☐ NO

3. **If YES:** Is the facility sampling and analyzing for contaminants in its water supply and reporting the results to the state? ☐ YES ☐ NO

EMERGENCY PLANNING AND COMMUNITY RIGHT-TO-KNOW ACT (EPCRA)

EMERGENCY PLANNING and COMMUNITY RIGHT TO KNOW

ASK: --

1. A. Does the facility have present any of the 360 "Extremely Hazardous Substances" in excess of established threshold planning quantities? ___YES___ ☒ N
 [Threshold planning quantities are established by regulation vary by chemical, and range from 1 lb. to 5000 lbs.]
- B. If YES: Was the State Emergency Response Commission (SERC) and Local Emergency Planning Committee (LEPC) notified of their presence for local planning purposes? ___YES___
2. A. Has the facility had a release of an Extremely Hazardous Substance or a CERCLA hazardous substance in excess of the Superfund reportable quantity? ___YES*___ ☒ NO
 [Reportable quantities vary by substance, ranging from 1 to 5000 lbs. For the purpose of this checklist, assume 1]
- B. If YES: Was notification of the release provided? ___YES___
- C. If YES:
 - i. To whom was the notification given?
 - ii. Was notification oral or written?
 - iii. If oral, was a written, follow-up report submitted? ___YES___

[If facility cannot identify to whom notification was given cannot specify whether notification was written or oral, is not certain whether oral notification was followed by written follow-up report, "REFER".]
3. A. Does the facility have on site Material Safety Data Sheet (MSDS) for all hazardous chemicals used, as required under OSHA's Hazard Communication Standard? ___YES___ ☒
- AA B. If any hazardous chemicals are present in excess of 10,000 lbs., or Extremely Hazardous Substances are present in excess of the threshold planning quantities, have the MSDS (or a list of MSDS), along with chemical inventory forms, been submitted to state and local emergency planning authorities and the local fire department? ___YES___

EPCRA. ContinuedTOXIC RELEASE INVENTORY (TRI)

Ask:

1. Does the facility have 10 or more full-time employees? ☒ YES ☐ NO
2. Is the facility classified under SIC codes 20 through 39? *unknown* ☐ YES ☐ NO

If the response to either 1. or 2. is "NO," no further questions are required.

3. If both 1. and 2. are YES:

Did the facility use more than 10,000 lbs. of a chemical during previous calendar year (starting with 1987). ☐ YES ☒ NO

4. If YES:

Did the facility file a Section 313 Toxic Chemical Release Inventory Form R for the chemical? ☐ YES ☒ NO

For more EPCRA information, call 1-800-533-0202; or the Region II program offices for EPCRA-Emergency Planning and Community Right To Know at 908-321-6194 or for EPCRA-Toxic Release Inventory at 908-906-6890.

TOXIC SUBSTANCES CONTROL ACT (TSCA)

Ask:

1. A. Does the facility use electrical equipment that contains polychlorinated biphenyls (PCBs) (excluding small capacitor and florescent light ballasts)? YES* N
- B. IF YES:
- i. How many oil filled electrical transformers does the facility have?
- ii. How many PCB Transformers does the facility have (transformers which contain PCBs at concentrations of 500 ppm or greater)?
2. A. Does the facility have any high temperature hydraulic systems? YES ✓
- B. IF YES:
- i. Have PCBs ever been used in these systems? YES* —
- ii. What is the current PCB concentration in these systems?
3. A. Does the facility have any oil filled heat transfer systems? YES ✓
- B. IF YES:
- i. Have PCBs ever been used in these systems? YES* —
- ii. What is the current PCB concentration in these systems?
- NA 4. A. OBSERVE PCB Items (transformers, capacitors, containers)
- Are any leaking? YES* —
 - Do all have a PCB label? YES —
- NA 5. A. ASK: Does the facility have a PCB storage for disposal? YES* —
- B. IF YES, OBSERVE the PCB storage area. Does it have --
- PCBs stored for disposal in it? YES* —
 - a roof and walls to keep out rain? YES —
 - a 6" high impervious containment berm? YES —
 - a PCB label? YES —
 - Is it in the 100-year flood plain? YES* —
 - Do all items show the date "removed from service for disposal"? YES —

TSCA, Continued

6. ASK: Does the facility manufacture or import into the United States "new commercial chemicals" [i.e., chemicals which were not previously manufactured in or imported into the United States]? YES* ✓ NO

[Note: Specific information on such chemicals is protected by TS as Confidential Business Information, and should not be obtained

For further TSCA information, call the TSCA Assistance Office in Washington at 202-554-1404 or the Region II TSCA program office at 908-321-6759.

* * * * *

SPILL PREVENTION, CONTROL AND COUNTERMEASURE (SPCC)

Ask:

1. A. Does the facility store oil? ✓ YES —
- [Note that oil is not limited to petroleum products; for example vegetable oil is covered.]
- B. If YES, does the storage capacity exceed --
- i. 660 gallons in any one above-ground tank? ✓ YES —
- ii. 1320 gallons in all above-ground tanks? ✓ YES —
- iii. 42,000 gallons in underground tank(s)? — YES ✓
2. If the answer to any part of #1. B. was YES, does the facility have a Spill Prevention, Control, and Countermeasure (SPCC) Plan? ✓ YES —
3. Did the facility have an oil spill within the last 12 months? — YES* ✓ NO

WETLANDS

1. Observe:

- A. Are there any wet areas (i.e., marshes, swamps, bogs) on or adjacent to the site, with or without wetlands-type vegetation such as cattails, rushes, or sedges? ~~YES~~ ☒ YES ☒ NO

[Sketches of several common wetlands plants are attached. Note that there need not be standing water in order for an area to be designated a federal wetland; and some wetlands have shrubs and trees present.]

- B. Are there any waterbodies or waterways on or adjacent to the site? Passau River ☒ YES ☐ NO

2. If answer to # 1. A or B was "YES," is there any work (clearing, filling, dredging, ditching, construction on or over the area, etc.) being conducted in these areas, or is there any evidence that such activities have occurred very recently? ☐ YES ☒ NO

3. If YES:

- A. When was the work undertaken? _____

- B. Does the facility have any permits for this work? ☐ YES ☐ NO

4. If YES:

- A. What agency(s) issued such permits? _____
(E.g., U.S. Army Corps of Engineers; State environmental agency.)

- B. For any federal permits, what specific type of permits are they (i.e., nationwide, regional, individual)? _____

If facility is unable to provide adequate information in response to # 4., **REFER** to program office.

Scirpus ripens L. Michx.
Great Green or Weekly Sedge

Range: Throughout in Florida
Substr.: Wet meadows, marshes, edges of ponds and bays, shallow water
Habitat: Wet meadows, marshes, edges of ponds and bays, shallow water
General characteristics: Plants up to 3 feet tall, growing in small groups with long, narrow, rigid leaves. Leaves crowded near root, and mostly upright, sharply pointed, up to 1/2 inch thick, from a dense central sheath at the tip of the stem.
Stems: Upright, sharply pointed, up to 1/2 inch thick, from a dense central sheath at the tip of the stem.
Leaves: Long, narrow, rigid, pointed, up to 1/2 inch wide, from a dense central sheath at the tip of the stem.
Flowers: Small, green, crowded in dense spikes at the tip of the stem.
Spikes: Small, green, crowded in dense spikes at the tip of the stem.
Pods: Small, green, crowded in dense spikes at the tip of the stem.
Pods: Small, green, crowded in dense spikes at the tip of the stem.



Carex lasiocarpa Michx.
Sedge

Range: More Scirpus in Missouri, south to Florida and Mexico
Substr.: Wet meadows, marshes, edges of ponds and bays, shallow water
Habitat: Wet meadows, marshes, edges of ponds and bays, shallow water
General characteristics: Plants up to 3 feet tall, growing in dense clumps, stems bearing several long, narrow leaves with rough surfaces, and dense flowers in separate spikes, the leaves in the center of the uppermost leaves.
Stems: Sharply down angled and smooth, from a dense central base.
Leaves: Up to 1/2 inch long and 1/2 inch wide, from a dense central base.
Flowers: Small, green, crowded in dense spikes at the tip of the stem.
Spikes: Small, green, crowded in dense spikes at the tip of the stem.
Pods: Small, green, crowded in dense spikes at the tip of the stem.
Pods: Small, green, crowded in dense spikes at the tip of the stem.



Storacaceae
Rush Family
Rush or Sphagnum L.
Rush Family

Range: Throughout southern Canada and the United States
Substr.: Wet meadows, marshes, edges of ponds and bays, shallow water
Habitat: Wet meadows, marshes, edges of ponds and bays, shallow water
General characteristics: Plants up to 3 feet tall, growing in dense clumps, stems bearing several long, narrow leaves with rough surfaces, and dense flowers in separate spikes, the leaves in the center of the uppermost leaves.
Stems: Sharply down angled and smooth, from a dense central base.
Leaves: Up to 1/2 inch long and 1/2 inch wide, from a dense central base.
Flowers: Small, green, crowded in dense spikes at the tip of the stem.
Spikes: Small, green, crowded in dense spikes at the tip of the stem.
Pods: Small, green, crowded in dense spikes at the tip of the stem.
Pods: Small, green, crowded in dense spikes at the tip of the stem.



Attachment B

REGION II MEDIA PROGRAM SECTION CHIEFS (and Alternate Contacts)

RCRA: JoeI Golumbek (NJ, Caribbean), 264-2638
John Gorman (NY), 264-2621

AIR (Except Asbestos): Karl Mangels (NY), 264-6684
Jehuda Menczel (NJ, Caribbean), 264-6680

AIR/ASBESTOS: Robert Fitzpatrick, 264-6770

UST: Dit Fai Cheung, 264-6069

TSCA: Dan Kraft, 340-6669
Dave Greenlaw, 340-6817

EPCRA: For Toxic Release Inventory: Dan Kraft, 340-6669
Nora Lopez, 340-6890

For Emergency Planning & Community Right-to-Know:
John Higgins, 340-6194

SPCC: Doug Kodama, 340-6905

Federal Facilities: John Fillipelli, 264-6723

NPDES and Pretreatment: John Kushwara, 264-9878

UIC: Frank Brock, 264-1547

Public Water Supply: Robert Williams, 2164-3409

Wetlands: Daniel Montella, 264-5170

Removal Actions: Richard Salkie, 340-6658
Bruce Sprague, 340-6656
John Witkowski, 340-6991

Radiation: Paul Giardina, 264-4110
Mindy Pensak, 264-4418
Florie Caporuscio, 264-0503

Section Chiefs should contact their appropriate counterpart(s) on t
above list concerning potential violations.



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION II

JACOB K. JAVITS FEDERAL BUILDING

NEW YORK, NEW YORK 10278-0012

U.S. EPA
AGENCY RO-II

94 MAY 16 PM 2:42

INFO. SERV. SEC.

MAY 09 1994

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Mr. Gordon Rogers
Terminal Manager
Getty Terminals Corp.
86 Doremus Avenue
Newark, New Jersey 07105

Re: Getty Terminals Corp
EPA ID No. NJD049850910

Dear Mr. Rogers:

The U.S. Environmental Protection Agency (EPA) is charged with the responsibility for implementing the Solid Waste Disposal Act as amended by the Resource Conservation and Recovery Act (RCRA) of 1976 and the Hazardous and Solid Waste Amendments (HSWA) of 1984, 42 U.S.C. § 6901 et seq. ("RCRA" or "the Act"). By notification, you informed EPA that you conduct activities at the above-referenced facility involving "hazardous waste" as that term is defined in Section 1004(5) of the Act, 42 U.S.C. § 6904(5). This Notice of Violation is issued pursuant to Section 3008(a) of the Act, 42 U.S.C. § 6928.

Section 3006(b) of the Act, 42 U.S.C. § 6926 provides that the Administrator of EPA may, if certain criteria are met, authorize a State to operate a hazardous waste program in lieu of the Federal program. The State of New Jersey received final authorization to administer its hazardous waste program in lieu of the Federal program on May 29, 1986. Section 3008(a) of the Act, 42 U.S.C. § 6928 authorizes EPA to enforce the provisions of the authorized State program. However, the authorized State program does not include provisions of HSWA, and regulations promulgated thereunder. EPA has the sole authority to implement and enforce regulations promulgated pursuant to HSWA, including the land disposal restrictions (LDR).

On or about March 30, 1994, an inspection was performed at the Getty Terminals Corporation facility ("the facility") located at 86 Doremus Avenue, Newark, New Jersey, by duly authorized representatives of EPA pursuant to Section 3007 of the Act. The inspection revealed that the facility manages hazardous waste as a "designated facility," as this term is defined in New Jersey Administrative Code (N.J.A.C.) 7:26-1.4. The inspection revealed that the facility is in violation of several provisions of N.J.A.C. 7:26.

The violations and deficiencies noted during the inspection are addressed herein. The following paragraphs indicate the deficiencies and the regulatory provisions that have been violated, which are the basis for this Notice of Violation:

1. a) N.J.A.C. 7:26-9.4(g) requires facility personnel to take part in an annual review of their initial training required in paragraph 9.4(g)1-3. N.J.A.C. 7:26-9-4(g)3 requires at a minimum, that the training program shall be designed to ensure that facility personnel are able to respond effectively to emergencies by familiarizing them with emergency procedures, emergency equipment, and emergency systems, including, where applicable:
 - i. Personnel safety equipment;
 - ii. Procedures for using, inspecting, repairing, and replacing facility emergency and monitoring equipment;
 - iii. Key parameters for automatic waste feed cut-off systems;
 - iv. Communications or alarm systems;
 - v. Response to fires or explosions;
 - vi. Response to groundwater contamination incidents; and
 - vii. Shutdown of operations

N.J.A.C. 7:26-9.4(g) also requires in paragraph 6 that the owner or operator shall maintain certain documents at the

facility including the following:

- i. The job title for each position at the facility related to hazardous waste management, and the name of the employee filling each job;
- ii. A written job description for each person listed under the previous paragraph. This shall be current at all times.
- iii. A written description of the type and amount of both introductory and continuing training that will be given to each person filling a position listed under subparagraph 9.4(g)i.

N.J.A.C. 7:26-9.4(g) further requires that the facility conduct semi-annual drills involving all employees and local authorities to test emergency response capabilities in accordance with the contingency plan and emergency procedures development pursuant to N.J.A.C. 7:26-9.7.

b) At the time of the inspection there were no records of annual reviews of training, or job descriptions for each position relating to hazardous waste. There was also no indication that semi-annual drills had been conducted.

c) Getty's failure to provide an annual review of training to maintain personnel records, including job descriptions and training history, and to conduct semi-annual drills, constitutes a violation of N.J.A.C. 7:26-9.4(g).

2. a) N.J.A.C. 7:26-9.7(d) requires that the facility's spill prevention, control, and countermeasures (SPCC) plan or discharge prevention, containment and countermeasures (DPCC) plan be amended to incorporate hazardous waste management provisions sufficient to comply with the hazardous waste contingency plan emergency procedures requirements of N.J.A.C. 7:26-9.7. These requirements include

- i. a description of arrangements made with local police and fire departments, hospitals, contractors, and State and local emergency teams to coordinate emergency services
- ii. a up-to-date list of names, address and phone numbers of all persons qualified to act as emergency coordinator

iii. a list of all emergency equipment at the facility (such as fire extinguishing systems, spill control equipment, communications and alarm systems, including the location and physical description of each item on the list and a brief outline of its capabilities

iv. an evacuation procedure for facility personnel including alternative evacuation routes where the primary routes could be blocked by the releases of hazardous wastes or fires

b) The existing SPCC plan and draft DPCC plan have not been amended to incorporate hazardous waste management provisions.

c) Getty's failure to amend its SPCC or DPCC plans to incorporate hazardous management requirements constitutes a violation of N.J.A.C. 7:26-9.7

3. a) 40 C.F.R. § 268.7(a)(7), one of the provisions of the LDR, requires the following:

A generator must retain on-site a copy of all notices, certifications, demonstrations, waste analysis data, and other documentation produced pursuant to this section for at least five years from the date that the waste that is the subject of such documentation was sent to on-site or off-site treatment, storage or disposal. The five year record retention period is automatically extended during the course of any unresolved enforcement action regarding the regulated activity or as requested by the Administrator.

b) At the time of the inspection there were no LDR notifications for manifests listed in Attachment 1 .

c) Getty's failure to retain copies of the LDR notifications constitutes a violation of 40 C.F.R. § 268.7(a)(7).

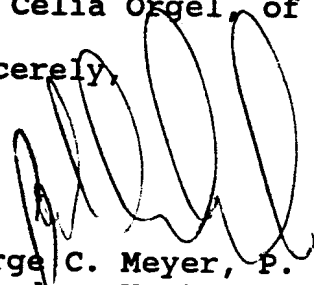
Should the violations cited above be discovered at the facility in the future, it is likely that enforcement action will be initiated under the provisions of Section 3008 of RCRA, 42 U.S.C. § 6928. Furthermore, please be advised that this Notice of Violation in no way precludes future enforcement actions for any other violations discovered as a result of this or any other inspections.

Please confirm in writing, within thirty (30) days of your receipt of this Notice of Violation, that the above-referenced violations have been corrected and include supporting documentation as appropriate.

In addition to the above, please provide the analysis of test results of the waste contained in the three unlabeled drums of waste that were in the hazardous waste storage area at the time of the inspection. Also indicate how the waste was disposed, and provide manifests, if appropriate. Correspondence should be addressed to me at the address indicated above.

Should you have any questions regarding this Notice of Violation or should you wish to discuss this matter further, please contact Dr. Celia Orgel, of my staff, at (212) 264-9590.

Sincerely,

for 

George C. Meyer, P. E., Chief
Hazardous Waste Compliance Branch

Enclosures

cc: James Hamilton, Assistant Director
Office of Enforcement Policy
New Jersey Department of
Environmental Protection and Energy

bcc: Carolyn Carr, HQ-RATTS, OS-520
Joseph Clore, 2OPM-ISB
Celia Orgel, 2AWM-HWCB

Attachment 1

List of Manifests missing LDR notifications for Getty Terminals Corporation

NJA1540995	1/15/93
NJA1771389	9/24/93
NYB4507308	1/15/92
CTF0149783	10/1/92
CTF0149782	10/1/92
CTF0171511	1/27/92
CTF0122558	5/20/92



REGIONAL HEARING CLERK
REGION II
OCT 19 12 22 PM '84
ENVIRONMENTAL PROTECTION
AGENCY
NEW YORK, N.Y. 10007

October 16, 1984

Mr. Chris Sebastian
Permits Administration
Room 432
U.S.E.P.A. - Region II
26 Federal Plaza
New York, NY 10278

Re: EPA Hazardous Waste Generator Permit-#NJDO49850910

Dear Mr. Sebastian:

Power Test Corp. ("PTC") is purchasing from Texaco, Inc. the assets of Getty Oil Corp.'s Northeastern Regional Marketing Division. This Purchase will include significant assets in your jurisdiction to include the terminal in Newark.

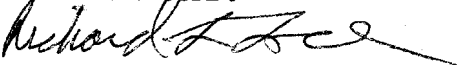
The current target date for the closing is November 15, 1984. Therefore, we are seeking to have all of the permits in Getty's name transferred to our name, effective at the closing. Could you please send me all of the applications necessary to transfer these permits to PTC?

If they cannot be transferred, please send me all of the applications necessary for PTC to obtain new permits.

Finally, could you please check your records to make sure this list is complete. If you need further information please call me at 516-576-9500 ext. 386.

Thank you for your prompt response.

Very truly yours,
POWER TEST CORP.


RICHARD S. LEE
Associate General Counsel

51007
CD



86 Doremus Avenue, Newark, New Jersey 07105

NJD 049850910 ✓

Add transporter

April 16, 1982

United States Environmental Protection Agency
Region II
Permits Administration Branch
Room 432
26 Federal Plaza
New York City, New York 10278

GH
HADM
9/23/82

RE: EPA ID # NJD 049850910

Dear Sir,

Getty Refining and Marketing Company's Newark, New Jersey Terminal is identified as a "generator" under the above EPA ID Number.

Please add the additional category of "transporter" to the ID Number.
The category of "generator" is not to be deleted.

Sincerely,

K. P. McCartney
K. P. McCartney
Operations Supervisor

KPM:cpg

PA/B
APR 20 10 09 AM '82
ENVIRONMENTAL PROTECTION
AGENCY
NEW YORK, N.Y. 10007

U.S. ENVIRONMENTAL PROTECTION AGENCY
NOTIFICATION OF HAZARDOUS WASTE ACTIVITYINSTALLATION'S EPA
I.D. NO.

NJ0043850910

I. NAME OF IN-
STALLATIONII. INSTALLATION
MAILING
ADDRESS86 DOREMUS AVE
NEWARK, NJ 07105III. LOCATION
OF INSTAL-
LATION86 DOREMUS AVE
NEWARK, NJ 07105

INSTRUCTIONS: If you received a preprinted label, affix it in the space at left. If any of the information on the label is incorrect, draw a line through it and supply the correct information in the appropriate section below. If the label is complete and correct, leave Items I, II, and III below blank. If you did not receive a preprinted label, complete all items. "Installation" means a single site where hazardous waste is generated, treated, stored and/or disposed of, or a transporter's principal place of business. Please refer to the INSTRUCTIONS FOR FILING NOTIFICATION before completing this form. The information requested herein is required by law (Section 3010 of the Resource Conservation and Recovery Act).

FOR OFFICIAL USE ONLY

COMMENTS

INSTALLATION'S EPA I.D. NUMBER

APPROVED

DATE RECEIVED
(yr., mo., & day)

F NJ004985091031

800818

I. NAME OF INSTALLATION

GETTY REFINING AND MARKETING COMPANY

II. INSTALLATION MAILING ADDRESS

STREET OR P.O. BOX

3

CITY OR TOWN

ST.

ZIP CODE

4

III. LOCATION OF INSTALLATION

STREET OR ROUTE NUMBER

5

CITY OR TOWN

ST.

ZIP CODE

6

IV. INSTALLATION CONTACT

NAME AND TITLE (last, first, & job title)

PHONE NO. (area code & no.)

2 R T MATTHEWS SUPERINTENDENT

201-344-7860

V. OWNERSHIP

A. NAME OF INSTALLATION'S LEGAL OWNER

8 GETTY REFINING AND MARKETING COMPANY

B. TYPE OF OWNERSHIP
(enter the appropriate letter into box)

VI. TYPE OF HAZARDOUS WASTE ACTIVITY (enter "X" in the appropriate box(es))

F = FEDERAL
M = NON-FEDERAL

M

☒ A. GENERATION☐ B. TRANSPORTATION (complete item VII)☐ C. TREAT/STORE/DISPOSE☐ D. UNDERGROUND INJECTION

VII. MODE OF TRANSPORTATION (transporters only - enter "X" in the appropriate box(es))

☐ A. AIR☐ B. RAIL☐ C. HIGHWAY☐ D. WATER☐ E. OTHER (specify):

VIII. FIRST OR SUBSEQUENT NOTIFICATION

Mark "X" in the appropriate box to indicate whether this is your installation's first notification of hazardous waste activity or a subsequent notification. If this is not your first notification, enter your Installation's EPA I.D. Number in the space provided below.

☒ A. FIRST NOTIFICATION☐ B. SUBSEQUENT NOTIFICATION (complete item C)

C. INSTALLATION'S EPA I.D. NO.

NJ0043850910

IX. DESCRIPTION OF HAZARDOUS WASTES

Please go to the reverse of this form and provide the requested information.

W	N	J	D	0	4	9	8	5	0	9	1	0	2	1	
													13	14	15

IX. DESCRIPTION OF HAZARDOUS WASTES (continued from front)

A. HAZARDOUS WASTES FROM NON-SPECIFIC SOURCES. Enter the four-digit number from 40 CFR Part 261.31 for each listed hazardous waste from non-specific sources your installation handles. Use additional sheets if necessary.

1	2	3	4	5	6
23 - 26	23 - 26	23 - 26	23 - 26	23 - 26	23 - 26
7	8	9	10	11	12
23 - 26	23 - 26	23 - 26	23 - 26	23 - 26	23 - 26

B. HAZARDOUS WASTES FROM SPECIFIC SOURCES. Enter the four-digit number from 40 CFR Part 261.32 for each listed hazardous waste from specific industrial sources your installation handles. Use additional sheets if necessary.

13	14	15	16	17	18
K 0 5 2	23 - 26	23 - 26	23 - 26	23 - 26	23 - 26
19	20	21	22	23	24
23 - 26	23 - 26	23 - 26	23 - 26	23 - 26	23 - 26
25	26	27	28	29	30
23 - 26	23 - 26	23 - 26	23 - 26	23 - 26	23 - 26

C. COMMERCIAL CHEMICAL PRODUCT HAZARDOUS WASTES. Enter the four-digit number from 40 CFR Part 261.33 for each chemical substance your installation handles which may be a hazardous waste. Use additional sheets if necessary.

31	32	33	34	35	36
23 - 26	23 - 26	23 - 26	23 - 26	23 - 26	23 - 26
37	38	39	40	41	42
23 - 26	23 - 26	23 - 26	23 - 26	23 - 26	23 - 26
43	44	45	46	47	48
23 - 26	23 - 26	23 - 26	23 - 26	23 - 26	23 - 26

D. LISTED INFECTIOUS WASTES. Enter the four-digit number from 40 CFR Part 261.34 for each listed hazardous waste from hospitals, veterinary hospitals, medical and research laboratories your installation handles. Use additional sheets if necessary.

49	50	51	52	53	54
23 - 26	23 - 26	23 - 26	23 - 26	23 - 26	23 - 26

E. CHARACTERISTICS OF NON-LISTED HAZARDOUS WASTES. Mark "X" in the boxes corresponding to the characteristics of non-listed hazardous wastes your installation handles. (See 40 CFR Parts 261.21 - 261.24.)

☐ 1. IGNITABLE
(D001)

☐ 2. CORROSIVE
(D002)

☐ 3. REACTIVE
(D003)

☐ 4. TOXIC
(D000)

X. CERTIFICATION

I certify under penalty of law that I have personally examined and am familiar with the information submitted in this and all attached documents, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment.

SIGNATURE



NAME & OFFICIAL TITLE (type or print)

 R. T. Matthews
Superintendent

DATE SIGNED

8/11/80





Getty Refining and Marketing Company | P.O. Box 1650, Tulsa, Oklahoma 74102 • (918) 560-6000

August 13, 1980

Environmental Protection Agency
Region II
Information Service Center
26 Federal Plaza
New York, NY 10007

Subject: NOTIFICATION OF HAZARDOUS WASTE ACTIVITY

Gentlemen:

Attached is notification form for Getty Refining and Marketing Company's Newark, NJ terminal.

A handwritten signature in cursive script, reading 'A. A. Taranto'.

A. A. Taranto
Environmental Coordinator

AAT/ss
Attachment

cc: A. R. Chandlee
D. J. Gumbley





Associate General Counsel

September 14, 1984

Mr. Chris Sebastian
Permits Administration
Room 432
U.S.E.P.A. - Region II
26 Federal Plaza
New York, NY 10278

Re: EPA Hazardous Waste Generator Permit-EPA ID#NYD057022857
L.I.C.-EPA ID#NYDD89802995

Dear Mr. Chris Sebastian:

Power Test Corp. ("PTC") is purchasing from Texaco, Inc. the assets of Getty Oil Corp.'s Northeastern Regional Marketing Division. This purchase will include significant assets in your jurisdiction to include the terminal in Rensselaer and Long Island City.

The current target date for the closing is September 30, 1984. Therefore, we are seeking to have all of the permits in Getty's name transferred to our name, effective at the closing. Could you please send me all of the applications necessary to transfer these permits to PTC?

If they cannot be transferred, please send me all of the applications necessary for PTC to obtain new permits.

Finally, could you please check your records to make sure this list is complete. If you need further information please call me at 516-576-9500 ext. 210.

Thank you for your prompt response.

Very truly yours,
POWER TEST CORP.

Richard S. Lee

RICHARD S. LEE

*getty records
marketing div. Newark
will send additional letters*

NEW YORK, N.Y. 10007
ENVIRONMENTAL PROTECTION
SEP 17 1984
REGIONAL HEADQUARTERS
CLERK

TRANSMITTAL FORM FOR UPDATING THE NATIONAL FINDS DATABASE

This form has been prepared to ensure that changes/additions/deletions made to one database will be accurately reflected in the National FINDS database. Please indicate using the coding conventions below.

1/7/84
SYSTEM: RCRA _____ STATE _____ NPDES ☒ HWCTDB _____ SUPERFUND _____
TSCA _____ CDS ☒ SIP _____ FATES _____ DOCKET _____

ID NUMBER: WJD049850910 DUNS NUMBER: _____ SOURCE FILE ID #: _____

ENTER INTO THE NATIONAL FINDS DATABASE AS:

'A' - New Facility to be added to the FINDS database _____
'D' - Deletion of an existing facility _____
'C' - Change in facility level information C
- Complete all core info. AND CIRCLE THE ELEMENTS TO BE CHANGED.

CORE ELEMENT INFORMATION: MUST BE COMPLETED

NAME: Power Test Corp.
STREET: _____
CITY: _____ STATE: _____
ZIP CODE: _____
COUNTY NAME: _____ COUNTY CODE: _____

ALIAS INFORMATION: COMPLETE ONLY IF THIS APPLIES TO YOU

ENVIRONMENTAL PERMIT TYPE : _____
ENVIRONMENTAL PERMIT NUMBER: _____
ALIAS NAME: Getty Refining + mkg
OTHER IDENTIFYING NUMBER: _____

FINDS PROGRAM INDICATOR: PLACE THE APPROPRIATE INDICATOR IN THE BLANK SPACE NEXT TO THE SYSTEM YOU WANT TURNED ON. Example: RCRA R

RCRA: R, M, blank, S	TSCA: L, blank, S
STATE: S, blank, S	CDS: P, blank, S
NPDES: M, N, blank, S	SIP: M, I, blank, S
HWCTDB: T, blank, S	FATES: F, T, B, I, blank, S
SUPERFUND: H, M, L, K, J, blank, S	DOCKET: M, blank, S

FROM: PAB DATE: 12-6-84
DATE ENTERED INTO THE FINDS SYSTEM: _____ INITIALS: _____

31 1380 01010
31 138000026

WJ00 26034

- OJS
- OJS

- PCS

OJS, PCS



**ACKNOWLEDGEMENT OF NOTIFICATION
OF HAZARDOUS WASTE ACTIVITY
(VERIFICATION)**

This is to acknowledge that you have filed a Notification of Hazardous Waste Activity for the installation located at the address shown in the box below to comply with Section 3010 of the Resource Conservation and Recovery Act (RCRA). Your EPA Identification Number for that installation appears in the box below. The EPA Identification Number must be included on all shipping manifests for transporting hazardous wastes; on all Annual Reports that generators of hazardous waste, and owners and operators of hazardous waste treatment, storage and disposal facilities must file with EPA; on all applications for a Federal Hazardous Waste Permit; and other hazardous waste management reports and documents required under Subtitle C of RCRA.

EPA I.D. NUMBER

9JBD049850910

INSTALLATION ADDRESS

**GETTY REFINING AND MARKETING COMPANY
86 DOREMUS AVE
NEWARK NJ 07105**

**86 DOREMUS AVE
NEWARK NJ 07105**

EPA Form 8700-12B (4-80)

10/09/80

FOIA Report of Non-Sensitive Compliance Monitoring and Enforcement Data

Report run on: September 23, 2013 - 4:10 PM

Version 5.0

User Selection Criteria

Location:	New Jersey, all activities	Activity Location:	None Chosen
Handler ID:	NJD049850910	Group of IDs:	None Chosen
Handler Name:			
Handler Universe:	All Facilities Regardless of Universe		
Determined Date Range:	From: 10/01/1980 To: 09/23/2013		
Location County Code:	None Chosen	Evaluation Type:	
Location City:		Focus Area:	
Location Zip Code:		Violation Type:	
State District:	None Chosen	Display Code Descrip.:	Yes
Sort Order:	Region, State, Handler Name	Display Universes:	Yes

Results

Data meeting the criteria you selected follows.

Total Pages:5 Total Handlers:1

Report Description

This report presents available information from the Resource Conservation and Recovery Act Information System (RCRAInfo) about compliance evaluations, violations, and enforcement actions meeting the criteria supplied by the user. Evaluations showing no violations does not always indicate that no violations were determined. Violation without enforcement actions does not always mean no enforcement action will be issued. In order to avoid releasing enforcement sensitive information to the public the following information is not shown on the report: pending civil / judicial referrals, criminal actions and referrals, and State to EPA referrals; all other enforcement actions are released.

Report Information

Name: cme_foia.rdf
Developed by: EPA Headquarters, Office of Enforcement and Compliance Assurance
Deployed: June 2006
Last Updated: May 2012
Contact: rcrainfo.help@epa.gov
Tables Used: cmecomp3, cctation3, hreport_univ5, lu_citation, lu_state, hid_groups
Libraries: none

FOIA Report of Non-Sensitive Compliance Monitoring and Enforcement Data

Report run on: September 23, 2013 - 4:10 PM

GETTY PETROLEUM MARKETING INC

County Name / Code: ESSEX / NJ013

NJ0049850910

Location: 86 DOREMUS AVE; NEWARK, NJ 07105

REGION 02

Mailing: 86 DOREMUS AVE; NEWARK, NJ 07105

Activity Location:	NJ	State District:	NORTHERN	Accessibility:	Non-Notifier:	Extract Flag:	Y	Active Site:	N
Generator:	N	Transporter:	N	Operating TSDF:	-----	IC in Place:	N	El Indicator (HE / GW)N / N	
Short-Term Gen:	N	Transfer Facility:	N	Offsite Receiver:	N	HSM:	N	Subpart K:	-----
Full Enforcement:	-----	Converter:	-----	State Unaddressed SNC:	N	EPA Unaddressed SNC:	N		
CA Wktld:	N	State TSDF:	-----	State Addressed SNC:	N	EPA Addressed SNC:	N		
Active State Gen:	N			State SNC w/Comp Sched:	N	EPA SNC w/Comp Sched:	N		

Violation: Activity Location: NJ Type: 262.A

Scheduled Compliance Date: 05/27/1994 Actual Compliance Date: 04/27/1994 Determined Date: 04/27/1994 Determined by Agency: State RTC Qualifier: OBSERVED Responsible Agency: State Sequence Number: 1

CSE Evaluation 05/31/1994

Citizen Complaint: NO Activity Location: NJ By: State Identifier: 000 Person: NJSS Branch: M Found Violation: YES

CEI Evaluation 04/27/1994

Citizen Complaint: NO Activity Location: NJ By: State Identifier: 000 Person: NJSS Branch: M Found Violation: YES

Enforcement: Activity Location: NJ

Docket: Agency: State Action Date: 04/27/1994 Responsible Person: NJSS Identifier: 000 Branch: M Appeal Initiated: Appeal Resolved:

Violation: Activity Location: NJ Type: 262.A

Scheduled Compliance Date: 05/27/1994 Actual Compliance Date: 04/27/1994 Determined Date: 04/27/1994 Determined by Agency: State RTC Qualifier: OBSERVED Responsible Agency: State Sequence Number: 2

CSE Evaluation 05/31/1994

Citizen Complaint: NO Activity Location: NJ By: State Identifier: 000 Person: NJSS Branch: M Found Violation: YES

CEI Evaluation 04/27/1994

Citizen Complaint: NO Activity Location: NJ By: State Identifier: 000 Person: NJSS Branch: M Found Violation: YES

Enforcement: Activity Location: NJ

Docket: Agency: State Action Date: 04/27/1994 Responsible Person: NJSS Identifier: 000 Branch: M Appeal Initiated: Appeal Resolved:

Violation: Activity Location: NJ Type: 262.B

Scheduled Compliance Date: 05/27/1994 Actual Compliance Date: 04/27/1994 Determined Date: 04/27/1994 Determined by Agency: State RTC Qualifier: OBSERVED Responsible Agency: State Sequence Number: 3

CSE Evaluation 05/31/1994

Citizen Complaint: NO Activity Location: NJ By: State Identifier: 000 Person: NJSS Branch: M Found Violation: YES

CEI Evaluation 04/27/1994

Citizen Complaint: NO Activity Location: NJ By: State Identifier: 000 Person: NJSS Branch: M Found Violation: YES

* Note: Penalty amount may not reflect all violations cited.

FOIA Report of Non-Sensitive Compliance Monitoring and Enforcement Data

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GETTY PETROLEUM MARKETING INC, NJD049850910, NEWARK, NJ, continued -

Enforcement: Activity Location: NJ Type: 120 Action Date: 04/27/1994 Identifier: 000
 Docket: Agency: State Responsible Person: NJSS Branch: M
 CA Component: N Disposition Status: Appeal Initiated: Appeal Resolved:

Violation: Activity Location: NJ Type: 262.B Determined Date: 04/27/1994 Determined by Agency: State RTC Qualifier: OBSERVED Responsible Agency: State
 Scheduled Compliance Date: 05/27/1994 Actual Compliance Date: 05/31/1994 Sequence Number: 4

CSE Evaluation 05/31/1994 Activity Location: NJ By: State Identifier: 000 Person: NJSS Branch: M Found Violation: YES
 Citizen Complaint: NO Multimedia Inspection: NO Sampling: NO Not Subtitle C: NO Day Zero: Focus Area:
CEI Evaluation 04/27/1994 Activity Location: NJ By: State Identifier: 000 Person: NJSS Branch: M Found Violation: YES
 Citizen Complaint: NO Multimedia Inspection: NO Sampling: NO Not Subtitle C: NO Day Zero: Focus Area:
Enforcement: Activity Location: NJ Type: 120 Action Date: 04/27/1994 Identifier: 000
 Docket: Agency: State Responsible Person: NJSS Branch: M
 CA Component: N Disposition Status: Appeal Initiated: Appeal Resolved:

Violation: Activity Location: NJ Type: 262.A Determined Date: 03/30/1994 Determined by Agency: EPA RTC Qualifier: OBSERVED Responsible Agency: EPA
 Scheduled Compliance Date: 05/09/1994 Actual Compliance Date: 08/03/1994 Sequence Number: 1

CEI Evaluation 03/30/1994 Activity Location: NJ By: EPA Identifier: 000 Person: R2 Branch: RCB Found Violation: YES
 Citizen Complaint: NO Multimedia Inspection: NO Sampling: NO Not Subtitle C: NO Day Zero: Focus Area:
Enforcement: Activity Location: NJ Type: 120 Action Date: 05/09/1994 Identifier: 000
 Docket: Agency: EPA Responsible Person: R2 Branch: RCB
 CA Component: N Disposition Status: Appeal Initiated: Appeal Resolved:

Evaluations With No Violations:

CEI Evaluation 11/16/1998 Activity Location: NJ By: State Identifier: 000 Person: NJMK Branch: N Found Violation: NO
 Citizen Complaint: NO Multimedia Inspection: NO Sampling: NO Not Subtitle C: NO Day Zero: Focus Area:
CEI Evaluation 11/01/1993 Activity Location: NJ By: EPA Contractor Identifier: 000 Person: R2 Branch: Found Violation: NO
 Citizen Complaint: NO Multimedia Inspection: NO Sampling: NO Not Subtitle C: NO Day Zero: Focus Area:
CEI Evaluation 09/23/1993 Activity Location: NJ By: EPA Contractor Identifier: 000 Person: R2 Branch: Found Violation: NO
 Citizen Complaint: NO Multimedia Inspection: NO Sampling: NO Not Subtitle C: NO Day Zero: Focus Area:

Total Number of Handlers: 1
 Total Number of Activity Locations: 1

* End of Report *

* Note: Penalty amount may not reflect all violations cited.

FOIA Report of Non-Sensitive Compliance Monitoring and Enforcement Data

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Description of codes used on the report:

Universes	Description of Universes
Generator	Indicates that the facility is a Large Quantity Generator (LQG), Small Quantity Generator (SQG), Conditionally Exempt Small Quantity Generator (CEG), or not a generator (N).
Transporter	Indicates that the facility Transports waste subject to RCRA regulations. ('Y' indicates that the facility is in this universe).
Operating TSDF	Indicates that the facility is a Treatment, Storage or Disposal facility subject to any type of enforcement. It then specifies the type of facility (L - Land Disposal; I - Incinerator; B - BIF; S - Storage; T - Treatment)
IC in Place	Indicates that the facility has Institutional Controls in place. ('Y' indicates that the facility is in this universe).
EI Indicator (HE / GW)	Indicates that the facility has controls in place for Environmental Indicators. HE - Human Exposures ('+' indicates the exposure exists and is under control; '-' indicates the exposure exists and is not under control; 'N' indicates the exposure does not exist) GW - Groundwater Release ('+' indicates the exposure exists and is under control; '-' indicates the exposure exists and is not under control; 'N' indicates the exposure does not exist)
Short-Term Gen	Indicates that the facility is a short term or one time event generator and not generating from ongoing processes.
Transfer Facility	Indicates that the facility transfers hazardous waste.
Offsite Receiver	Indicates that the facility, whether public or private, currently accepts hazardous waste from another site (site identified by a different EPA ID).
HSM	Indicates that the facility manages hazardous secondary material(s) (e.g. spent material, by-product or sludge) that when discarded, would be identified as hazardous waste.
Subpart K	Indicates that the facility has opted into the subpart K laboratory rule. It then specifies the type of facility (C - College or University; H - Teaching Hospital; N - Non-profit Research Institute; W - withdrawal from the rule)
Full Enforcement	Indicates that the facility is a Treatment, Storage or Disposal facility which is part of the Full Enforcement universe. It then specifies the type of facility (L - Land Disposal; I - Incinerator; B - BIF; S - Storage; T - Treatment)
CA Workload	Indicates that the facility is part of the Corrective Action Workload universe. ('Y' indicates that the facility is in this universe).
Active State Gen	Indicates that the facility is an Active State Generator. ('Y' indicates that the facility is in this universe).
Converter	Indicates that the facility is a Converter Treatment, Storage or Disposal facility. It then specifies the type of facility (L - Land Disposal; I - Incinerator; B - BIF; S - Storage; T - Treatment)
State TSDF	Indicates that the facility is a State Treatment, Storage or Disposal facility. It then specifies the type of facility (L - Land Disposal; I - Incinerator; B - BIF; S - Storage; T - Treatment)
State Unaddressed SNC	Indicates that the facility is a State Unaddressed Significant Non-Complier. ('Y' indicates that the facility is in this universe).
State Addressed SNC	Indicates that the facility is a State Addressed Significant Non-Complier. ('Y' indicates that the facility is in this universe).
State SNC w/ Compl. Sched	Indicates that the facility is a State Significant Non-Complier with a Compliance Schedule. ('Y' indicates that the facility is in this universe).
EPA Unaddressed SNC	Indicates that the facility is an EPA Unaddressed Significant Non-Complier. ('Y' indicates that the facility is in this universe).
EPA Addressed SNC	Indicates that the facility is an EPA Addressed Significant Non-Complier. ('Y' indicates that the facility is in this universe).
EPA SNC w/ Compl. Sched	Indicates that the facility is a EPA Significant Non-Complier with a Compliance Schedule. ('Y' indicates that the facility is in this universe).

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FOIA Report of Non-Sensitive Compliance Monitoring and Enforcement Data

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Description of codes used on the report:

ACCESSIBILITY - indicates the reason why the handler is not accessible for normal RCRA tracking and processing (previously called Bankrupt Indicator):	
Code	Description
B	indicates that the handler has filed for bankruptcy and bankruptcy litigation is in process.
C	indicates that all RCRA responsibilities for permitting/closure, corrective action, and compliance monitoring and enforcement at the facility have been formally transferred to the CERCLA program or state equivalent.
F	indicates that all responsible parties (owners/operators) for the handler have fled the country or are otherwise not available for prosecution.
L	indicates that the handler's case is tied up in litigation to the extent that further progress in achieving RCRA compliance through normal enforcement is not possible.

NON-NOTIFIER - indicates that the handler has been identified through a source other than Notification and is suspected of conducting RCRA-regulated activities without proper authority:	
Code	Description
E	indicates that the handler was initially a non-notifier, subsequently determined to be exempt from requirements to notify.
O	indicates that the handler is a former non-notifier.
X	indicates that the handler is a non-notifier.

Violation Type	Description
262.A	GENERATORS - GENERAL
262.B	GENERATORS - MANIFEST

Evaluation Type	Type Description
CEI	COMPLIANCE EVALUATION INSPECTION ON-SITE
CSE	COMPLIANCE SCHEDULE EVALUATION

Enforcement Type	Enforcement Description
120	WRITTEN INFORMAL

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